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Attorney for Complainant

ARIZONA CORPORATION COMMISSION
DOCKET CONTROL

BEFORE THE ARIZONA CORPORATION COMMISSION

DANIEL SINGER

Docket Number: E-01933A-12-0400

Complainant,
vs.

COMPLAINANT'S 2nd MOTION TO
CONTINUE HEARING

TUCSON ELECTRIC POWER COMPANY,

COMMISSIONERS:
Gary Pierce, Chairman
Bob Stump
Sandra D. Kennedy
Paul Newman
Brenda Burns

Respondent.

The Complainant, through counsel, moves to continue to hearing previously continued to October 22, 2013 for the reason that Complainant is continuing to be treated for the medical issues referenced in his previous motion to continue and will not be medically cleared to assist his counsel or to appear for hearing until at least March, 2013, as set forth in the attached letter from Complainant's Oncologist. Complainant does not seek to continue the upcoming deadline for submission of Pretrial Statement, but does seek leave to amend if appropriate.

WHEREFORE, Complainant moves to continue the hearing scheduled to commence October 22, 2013 until after March, 2014.

Counsel certifies by his signature below that this motion is not made for purposes of

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Arizona Corporation Commission

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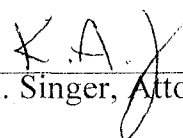
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1 unreasonable delay. Complainant wants to have this matter resolved as it weighs heavily on him
2 during a period of ill-health, but cannot participate as needed without compromising his health.

3
4 Dated this 13 day of September, 2013

5 **Law Office of Keith A. Singer, P.L.L.C.**

6
7 
Keith A. Singer, Attorney for Petitioner

8 Original hereof hand-delivered this
9 13 day of September, 2013 to:

10 Docket Control
11 Arizona Corporation Commission
12 1200 West Washington Street
13 Phoenix, Arizona 85007

14 Copy hereof mailed this
15 13 day of September, 2013 to:

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26 Janice Alward, Chief Counsel
27 Legal Division
28 Arizona Corporation Commission
1200 W. Washington Street
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By: KAS/EZ Messenger



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Phone ■ (928) 348-3774

September 11, 2013

Dear Sir or Madam:

Mr. Singer has been recently diagnosed with an advanced case of prostate cancer.

I am currently treating him with appropriate therapy to treat the problem.

He must have surgery this month and then start an intensive radiation therapy five days a week for eight consecutive weeks starting in October 2013 after he recovers from the surgery.

In my professional opinion he could expect excessive fatigue and debilitating side effects.

In my professional opinion I am advising Mr. Singer to delay any legal proceedings that could cause him any additional stress during the eight weeks of therapy and for three months after therapy to avoid any interference with Mr. Singer's medical recovery.

If you have any further questions, please do not hesitate to contact me.

Sincerely,
Michael A. Boxer, M.D.